

1 Krista J. Nielson, Esq.
Nevada Bar No. 10698
2 Kevin S. Soderstrom, Esq.
Nevada Bar No. 10235
3 **TIFFANY & BOSCO, P.A.**
10100 W. Charleston Blvd., Ste. 220
4 Las Vegas, NV 89135
5 (702) 258-8200
Attorneys for Plaintiff/Counterdefendant
6 The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders
of the CWALT, Inc., Alternative Loan Trust 2007-16CB Mortgage Pass-Through Certificates,
7 Series 2007-16CB

8 TB #24-70665

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 THE BANK OF NEW YORK MELLON
12 FKA THE BANK OF NEW YORK, AS
TRUSTEE FOR THE
13 CERTIFICATEHOLDERS OF THE
CWALT, INC., ALTERNATIVE LOAN
14 TRUST 2007-16CB MORTGAGE PASS-
THROUGH CERTIFICATES, SERIES
15 2007-16CB,

16 Plaintiff,

17 vs.

18 FRANCK LE BOUTEILLER, an individual;
19 DOES 1 through 10; and ROE BUSINESS
ENTITIES 1 through 10, inclusive,

20 Defendants.
21

Case No.: 2:24-cv-00463-GMN-EJY

(Eighth Judicial District Court Case No.
A-24-887183-C)

22 **STIPULATION AND ORDER FOR WITHDRAWAL OF ANSWER AND**
23 **COUNTERCLAIM AND TO REMAND CASE TO STATE COURT**

24 It is hereby Stipulated and Agreed, by and between Plaintiff/Counterdefendant The Bank
25 of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of the
26 CWALT, Inc., Alternative Loan Trust 2007-16CB Mortgage Pass-Through Certificates, Series
27 2007-16CB ("Plaintiff") and Defendant/Counterclaimant Franck Le Bouteiller ("Defendant"), that
28 the Answer, Affirmative Defenses and Counterclaim filed by Defendant in the above-entitled


1 Court on March 15, 2024 (ECF No. 5) shall be withdrawn without prejudice to Defendant refileing
2 an answer and counterclaim in this action.


3 It is further Stipulated and Agreed that this action, which commenced with the filing of a
4 Complaint by Plaintiff on February 14, 2024 in the Eighth Judicial District Court of the State of
5 Nevada, case no. A-24-887183-C, shall be remanded to the Eighth Judicial District Court of the
6 State of Nevada.

7 DATED this 28th day of March, 2024.

8
9 **TIFFANY & BOSCO, P.A.**

JAMES S. KENT, LTD.

10
11 
12 KEVIN S. SODERSTROM, ESQ.
13 Nevada Bar No. 10235
14 10100 W. Charleston Blvd., Ste. 220
15 Las Vegas, NV 89135
16 Attorneys for Plaintiff/Counterdefendant


17 
18 JAMES S. KENT, ESQ.
19 Nevada Bar No. 5034
20 9480 S. Eastern Ave., Ste. 228
21 Las Vegas, NV 89123
22 Attorney for Defendant/Counterclaimant

23 Submitted by:

24 **TIFFANY & BOSCO, P.A.**

IT IS SO ORDERED.

Dated this 28 day of March, 2024.

25
26 
27 KRISTA J. NIELSON, ESQ.
28 Nevada Bar No. 10698
KEVIN S. SODERSTROM, ESQ.
Nevada Bar No. 10235
10100 W. Charleston Blvd., Ste. 220
Las Vegas, NV 89135
Attorneys for Plaintiff/Counterdefendant


Gloria M. Navarro, District Judge
UNITED STATES DISTRICT COURT

CERTIFICATE OF SERVICE

I hereby certify and declare under penalty of perjury that on March 28, 2024, I electronically filed the foregoing with the Clerk of Court for filing and uploading to the CM/ECF system which will send notification of such filing to all parties of record.

/s/ Stacey L. Grata

An employee of Tiffany & Bosco, P.A.